IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION.

CRIMINAL APPLICATION No.3266 of 2007.

Dashrath Madhukar Kasabe ..Applicant.

Vs.

The State of Maharashtra ..Respondent.

Mr Kunal Cheema, Advocate for the applicant.

Ms S. D. Shinde, A.P.P for the State.

CORAM: V.C. DAGA,J.
DATED: 25.10.2007.

P.C.:-

1. Heard learned counsel for the applicant and learned APP for the State.

2. Perused application and the material available on record.

3. The applicant is seeking bail in C.R.No.220 of 2007 registered with Jail Road Police Station, Solapur for the offence punishable under Sections 147, 148, 307, 149, 506(2) and Section 25 of the Arms Act.

4. The learned counsel for the applicant submits that the applicant is seeking bail on parity; since, one of the co-accused Uttam Kasabe has already been enlarged on bail by an order dated 24.8.2007 in Misc. Application

No. 813 of 2007 passed by learned Additional Sessions Judge, Sholapur on the terms and conditions mentioned therein. Learned A.P.P. opposed the grant of bail to the present applicant but could not take her submission to the logical end.

5. Having seen the role of the present applicant and that of co-accused Uttam, more or less, the role of both the accused is identical.

6. In the above view of the matter, I am inclined to grant bail on parity on the same terms and conditions on which bail was granted to the co-accused Uttam.

7. Accused applicant Dashrath Madhukar Kasabe be released on bail in connection with Crime No. 220 of 2007 registered against him with Jail Road Police Station, Solapur on executing P.R.bond of Rs. 10,000/- and S.B. in the like amount on the condition that he shall not tamper with the prosecution evidence and attend Jail Road Police Station on every 2nd and 4th Sunday between 9:00 a.m. and 11.00 a.m. until the conclusion of the trial.

8. Any observation made in this order shall not be construed as any finding or any expression of opinion on the merits of the case at the time of trial.

9. Application stands disposed of.

(V.C. DAGA,J.)